



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

ALLEN D. HERTZ
12784 TULIPWOOD CIRCLE
BOCA RATON, FL 33428

COPY MAILED

APR 30 2007

In re Application of

OFFICE OF PETITIONS

Reuben Hertz

:

Application No. 09/939,865

:

DECISION ON PETITION

Filed: August 27, 2001

:

Attorney Docket No.

This is a decision on the renewed petition under 37 CFR §1.137(b), January 20, 2007, to revive the above-identified application.

The decision mailed April 20, 2007, is **vacated**.

The renewed petition is **granted**.

This application became abandoned for failure to timely remit the issue fee of \$700.00 and publication fee of \$300.00 as required by the Notice of Allowance and Issue Fee Due (the "Notice") mailed April 28, 2006. The Notice set forth a three (3) month statutory period for reply. No response was received within the allowable period. Accordingly, this application became abandoned on July 29, 2006. A Notice Abandonment was mailed August 30, 2006.

The issue fee and publication fee were received on September 5, 2006.

Form PTOL-85B, filed September 5, 2006, is noted and made of record.

The petition fee was received on April 26, 2007.

The application is being directed to the Office of Patent Publications for further processing.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions